

SENATE RULES COMMITTEE SUBSTITUTE FOR
SENATE MEMORIAL 17

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

A MEMORIAL

URGING CONTINUED AND MEANINGFUL DISCUSSION AND CONSIDERATION OF
CONCERNS RAISED REGARDING THE DESIGN AND IMPLEMENTATION OF THE
COORDINATED LONG-TERM SERVICES PROGRAM.

WHEREAS, the human services department and the aging and
long-term services department have plans to implement a new
program of managed care for individuals receiving long-term
services, known as the coordinated long-term services program,
beginning on July 1, 2008; and

WHEREAS, persons receiving services provided in the
disabled and elderly waiver, the personal care option or
nursing facilities would be required to receive all medical and
long-term medicaid services through the coordinated long-term
services program; and

WHEREAS, concerns have been expressed by legislators,

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underscored material = new
[bracketed material] = delete

1 consumers, providers, advocates and other stakeholders about
2 whether the coordinated long-term services program is designed
3 and will be implemented in such a way as to achieve its stated
4 goals, including:

5 A. whether the number of home- and community-based
6 waiver slots requested for coordinated long-term services will
7 be adequate to increase significantly the number of people
8 receiving community-based long-term services;

9 B. whether existing eligibility rules will continue
10 to limit access to community services in the program;

11 C. how money follows the person will be implemented
12 in the program;

13 D. whether the capitated rates paid to the
14 program's managed care organizations will be adequate to allow
15 them to provide the services needed by individual enrollees;

16 E. whether the program's rate structure will
17 provide appropriate incentives to serve individuals in the
18 community; and

19 F. whether implementation of the program will
20 succeed in reducing the waiting list and waiting times for
21 community-based waiver services; and

22 WHEREAS, the state should take significant steps to ensure
23 that managed care organizations provide prompt and appropriate
24 services to individuals who need long-term services; and

25 WHEREAS, there has been limited involvement by the

1 legislature in development of the program; and

2 WHEREAS, advocates for seniors and persons with
3 disabilities have expressed serious and legitimate concerns
4 over whether the program, as designed, will increase access to
5 long-term services in the community rather than in
6 institutions;

7 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE
8 OF NEW MEXICO that the human services department and the aging
9 and long-term services department address the concerns
10 identified in this memorial prior to implementation of
11 coordinated long-term services; and

12 BE IT FURTHER RESOLVED that the two departments consult in
13 a regular and meaningful way with representatives of providers
14 and consumers on the design of the coordinated long-term
15 services program; and

16 BE IT FURTHER RESOLVED that the departments report
17 regularly to the appropriate interim legislative committee
18 concerned with health and human services and to the legislative
19 finance committee on progress in addressing the issues set
20 forth in this memorial; and

21 BE IT FURTHER RESOLVED that the departments also regularly
22 report on the numbers of clients in home- and community-based
23 waiver services, persons receiving personal care option
24 services, the numbers of persons in nursing homes and describe
25 any other services provided through the coordinated long-term

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1 services program and the number of people receiving those
2 services; and

3 BE IT FURTHER RESOLVED that copies of this memorial be
4 transmitted to the chairs of the interim legislative finance
5 and health and human services committees and to the secretaries
6 of human services and aging and long-term services.

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